

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
Western DIVISION

FILED  
JAMES BONINI  
CLERK

2011 DEC -9 AM 11:05

Stephen Paul Jarrell  
(Enter Above the Name of the Plaintiff in this Action)

U.S. DISTRICT COURT  
SOUTHERN DIST. OHIO  
WESTERN DIV. DAYTON

3 : 11 cv 434

vs.

National Personnel Records Center  
(Enter above the name of the Defendant in this Action)

TIMOTHY S. BLACK

If there are additional Defendants, please list them:

United States Attorney

SHARON L. OVINGTON

Attorney General United States

COMPLAINT

I. Parties to the action:

Plaintiff: Place your name and address on the lines below. The address you give must be the address where the court may contact you and mail documents to you. A telephone number is required.

Stephen Paul Jarrell  
Name - Full Name Please - PRINT

485 Caldwell Circle  
Street Address

New Carlisle, Ohio 45344  
City, State and Zip Code

937-315-5160  
Telephone Number

If there are additional Plaintiffs in this suit, a separate piece of paper should be attached immediately behind this page with their full names, addresses and telephone numbers. If there are no other Plaintiffs, continue with this form.

Defendant(s):

Place the name and address of each Defendant you listed in the caption on the first page of this Complaint. This form is invalid unless each Defendant appears with full address for proper service.

1. National Personnel Records Center  
Name - Full Name Please  
1 Archives Drive St. Louis, Missouri 63132-5100  
Address: Street, City, State and Zip Code
2. United States Attorney  
602 Federal Building 200 W. Second Street Dayton, Ohio 45402
3. Attorney General United States  
950 Pennsylvania Avenue, NW, Washington, DC 20530-0001
4. \_\_\_\_\_  
\_\_\_\_\_
5. \_\_\_\_\_  
\_\_\_\_\_
6. \_\_\_\_\_  
\_\_\_\_\_

If there are additional Defendants, please list their names and addresses on a separate sheet of paper.

II. Subject Matter Jurisdiction

Check the box or boxes that describes your lawsuit:

- ☐ Title 28 U.S.C. § 1343(3)  
[A civil rights lawsuit alleging that Defendant(s) acting under color of State law, deprived you of a right secured by federal law or the Constitution.]
- ☐ Title 28 U.S.C. § 1331  
[A lawsuit "arising under the Constitution, laws, or treaties of the United States."]
- ☐ Title 28 U.S.C. § 1332(a)(1)  
[A lawsuit between citizens of different states where the matter in controversy exceeds \$75,000.]
- ☒ Title 5 United States Code, Section 552 (g) 1 (C)  
[Other federal status giving the court subject matter jurisdiction.]

Please write as briefly as possible the facts of your case. Describe how each Defendant is involved. Include the name of all persons involved, give dates and places.

Number each claim separately. Use as much space as you need. You are not limited to the papers we give you. Attach extra sheets that deal with your statement claim immediately behind this piece of paper.

The National Personnel Records Center is required under  
5 USC 552 (g) 1 (C) to maintain accurate and complete  
records of military personnel, and they have failed in  
their obligation to do so because my military records  
produced for my inspection are incomplete and or inaccurate.  
Records such as my dental entrance examination are blank,  
all records relating to an assault on me such as the  
investigation of the assault and treatment are missing,  
as well as records of my discharge physical examination  
and others. This failure by the National Personnel  
Records Center to maintain my complete and accurate  
military record resulted in an unfair and adverse  
determination relating to my qualification for  
disability benefits.

If you have been a Plaintiff in a lawsuit, for each lawsuit state the case number and caption.  
(Example, Case Number: 2:08-cv-728 and Caption: John Smith vs. Jane Doe).

<u>Case Number</u>	<u>Caption</u>
<u>C-3-94-275</u>	<u>Stephen Paul Jarrell</u> vs. <u>U. S. Army</u>
_____	_____ vs. _____
_____	_____ vs. _____

V. Relief

In this section please state (write) briefly exactly what you want the court to do for you. Make no legal argument, cite no case or statutes.

The court should restore me to the position I would  
have been in had the government maintained complete and  
accurate records of my military service. Specifically, I  
ask the court to order the government to grant me an  
honorable discharge with back pay and promotional  
considerations, or alternatively, to grant me a medical  
discharge with a service-connected disability or both.

I state under penalty of perjury that the foregoing is true and correct. Executed on

this 9 day of December, 20 11.

Stephen Paul Jarrell  
Signature of Plaintiff